SHERIFF'S DEPARTMENT

A Tradition of Service

DATE: June 9, 2009

OFFICE CORRESPONDENCE FILE NO. FO2233864

FROM: ERIC B. SMITH, COMMANDER TO: KARYN MANNIS, CAPTAIN LEADERSHIP AND TRAINING DIVISION INTERNAL AFFAIRS BUREAU SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:** DEPUTY **DEPUTY MICHAEL BARLOW #478582** LAKEWOOD STATION On December 11, 2008, at approximately 1000 hours, Deputies and Michael Barlow used significant force to overcome Suspect Beverly Teeters' resistance. Suspect Teeters sustained facial contusions, bruising, a laceration and an orbital bone fracture. responded to a call for service regarding a woman acting Deputy strangely in the City of Bellflower. The call described a woman in a green, four-door car parked in the area. Deputy contacted a woman, Suspect Teeters. sitting in a green car. tried to check on Suspect Teeters' welfare and well-being. Suspect Teeters became hostile and uncooperative. Suspect Teeters began walking away from Deputy Deputy tried to get Suspect Teeters' cooperation without any success. Deputy formed the opinion that Suspect Teeters was possibly a danger to herself or others. Deputy tried detaining Suspect Teeters for further evaluation. Deputy tried detaining Suspect Teeters three separate times by placing her hand on Suspect Teeters' left arm. Each time, Suspect Teeters pulled away from Deputy grasp and turned to face Deputy in an aggressive manner using profanity. Suspect Teeters continued walking northbound. Suspect Teeters was walking toward a store. Due to the suspect's behavior, Deputy was concerned Suspect Teeters would come in contact with the public. Deputy gave Suspect Teeters several verbal commands to stop. Suspect Teeters continued to walk a short distance before facing Deputy stance. Fearing for her safety, Deputy sprayed a three- to four- second burst of O.C. spray into Suspect Teeters' face which had no effect. Suspect Teeters

lunged at Deputy while punching with her left hand. Deputy used her

foot to sweep Suspect Teeters' legs and forced her to the ground.

Deputy Barlow arrived and saw Suspect Teeters reach for Deputy Barlow struck area while Suspect Teeters was fighting Deputy Deputy Barlow struck Suspect Teeters with his fist on the left side of the face three to four times. Deputy Barlow then struck Suspect Teeters with his fist in the torso area three to four times which caused Suspect Teeters to roll onto her stomach and stop fighting. Suspect Teeters was handcuffed by Deputies Landeros and Salazar without any further resistance.

Suspect Teeters was medically treated at Kaiser Permanente Bellflower Medical Center for facial contusions, bruising, a laceration and an orbital bone fracture.

On May 28, 2009, the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy Michael Barlow # was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by all personnel in this incident were within Department Policy.

Eric B. Smith, Commander

EBS:YLW/ylw

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AUDIO/VIDEO TRACKING SHEET

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Civilian Witness

Deputy Cesar Landeros

Deputy

Deputy Yvette Salazar

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A - Incident Report, booking package, Supplemental Reports (7)

B - Photographs - Location

C - Photographs - Suspect

CD - Surveillance camera footage

E - CD - Voice print - radio traffic

F - DVD - Video of medical treatment and supervisor interviews.

G - District Attorney's Charge Evaluation Worksheet

MISCELLANEOUS DOCUMENTS

Lakewood Station In-Service, Day Shift, December 11, 2008

- Incident History Report, Tag 247
- Tag 247 Incident Record
- Witness Administrative rights forms.

Los Angelos County Sheriff's Department Supervisor's Report on Use of Force Page

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Copy: Unit Commander

Incident Information URN: 5 0 8 - 3 1 2 1 8 - 1 3 3 4 - 0 5 8 Time: Date: 12/11/08 1030 Location: Ardmore Avenue/Maple St. City or Station: Bellflower YES X NO Admin. Investigation: Bureau/Station/Facility: Lakewood Station Type of Force: Significant Force / Take Down, Personal Weapons/ Visible Injuries (Hospitalized) Deputy Injury : YE\$ X NO Suspect Injury YES X NO Detail Call Observation Foot Pursuit Vehicle Pursuit IAB Notified: YES NO Person Notified: A/Lt. Sgt. Trent Denison Emp: IAB Roll Out: YES NO X Involved Employee First Name Middle Name Employee # Last Name Sex: Unit of Assignment: Race: Work Assignment (Unit #, Module, etc.): Male X Female Lakewood Station Wht Patrol/133D Shift: Height: Weight: Regular Shift OT Shift Off Duty EM Day PM 5'09" 125 lbs Coroner Case # Directed Force Injured Treated Admitted Hospilal: Significant Force First Name Middle Name Employee # Last Name Barlow Michael Sex: Unit of Assignment: Race: Work Assignment (Unit #, Module, etc.): Male Male Lakewood Station Female Blk Patrol/133 Shift: Height: Weight: Age: OT Shift Off Duty Regular Shift Day 5'10" EM PM 180 lbs Coroner Case # Directed Force Admitted Hospital: Injured Treated Significant Force First Name Middle Name Employee # Last Name Sex: Race: Unit of Assignment: Work Assignment (Unit #, Module, etc.): Male Female Shift: Height: Weight: Age: Regular Shift OT Shift Off Duty EM PM Coroner Case # Directed Force Injured Treated Admitted Significant Force Hospital: Additional Involved Employees On Duty Supervisor First Name Present Witness to Incident Last Name Middle Name Rank Emp.# YES 🗌 NO 🔯 YES NO Paul Stephen Sgt Middle Name Present Witness to Incident Rank First Name Last Name Emp.# YES NO YES NO Watch Sergeant Middle Name Last Name First Name Emp. Barnett Joel Watch Commander Last Name First Name Middle Name Emp. Benjestorf Terry Watch Commander (Print Name) Watch Commander's Signature: Emp#: Date Eric Strong, Sergeant Emp #: Supervisor Completing Form: (Print Name) Emp #: Copy Provided to Employee by: Unit Commander (Print Name) Unit Commander's Signature: Emp #: Date DISCOVERY Use Only Original: Discovery Unit

Hybrid Form SH-R-438P (Rev. 11/07)

FO#

Suspect information

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		Sı	uspect Infor	mation				
Last Name	Teeters		First Name	Bev	erly	Middle Nan	ne J	ean
AKA Last Name			First Name			Middle Nan	ne	
Sex: Male X Female		Street Address:			City:		State & Zip C	ode:
	AALIC		Age:	Height	D.O.B.	Weight:		
			68	5'8"	09/28/40	1	83 /	Armed?
Booking #: 1726612	Primary Cha	rge Code: 6	9 P.C.	Secondary Ch	arge Code:		Crimina	l History
EMT in attendance? X YES	NO Na	me: L.A. County	y Fire	Unit: #	1 94	_ Phone #	(310) 86	80-8014
								I History
By Doctor: Jane	E. Kim	Address:		Beliflower		Phone #:	(562) 4	61-3333
				SIGNOSS STORY				
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Last Name			First Name			Middle Nan	ne	
AKA Last Name			First Name			Middle Nan	ne	
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Booking #:	Primary Cha	rge Code:		Secondary Ch	arge Code:		Crimina	al History
EMT in attendance? YE	S NO Na	me:	1.00	Unit:		Phone #	t:	
Hospital Admission?	Rec'd Treatm	ent At:			Coroner Case #:_		Menta	al History
By Doctor:		Address:				Phone #:		
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Date.				· <u>-</u>	ridosiapo.		11000001	1000.
Last Name			First Name			Middle Na	me	
AKA Last Name	 		First Name			Middle Na	me	
о П к ал. П г	Race:	Street Address:			City:		State & Zip	Code:
			Tabe.	Inches	In o n	To a constant		
Work Phone:	Home Phone	:	Age:	Height:	D.O.B.	Weight	:	Armed?
Booking #:	Primary Cha	arge Code:		Secondary Ch	narge Code:		Crimin	al History
EMT in attendance? YE	S NO Na	ame:		Unit		Phone #	# :	
	D	ent At			Coroner Case #:		Ment	al History
Hospital Admission?	Reco Freatm							
Hospital Admission? By Doctor:	Reco Freatm	Address:				Phone #:		
_					:	Phone #:	Mental II	Iness
By Doctor:		Address:	Susting (6)	literiew	Videotape:	and the second second		ngi sakanya Kacamatan Akan
	AKA Last Name Sex: Male Female Work Phone:	AKA Last Name Sex: Male Female Race: White Work Phone: Home Phone Booking #: 1726612 Primary Chate Rec'd Treatment Rec'd Tre	AKA Last Name Sex: Male Female Race: Whit Work Phone: Home Phone Booking #: 1726612 Primary Charge Code: 6 EMT in attendance? YES NO Name: L.A. County Hospital Admission? Rec'd Treatment At: Kaise By Doctor: Jane E. Kim Address: Under Influence: YES NO Substance: 12/11/08 Time: 1030 Last Name AKA Last Name Sex: Male Female Race: Street Address: Work Phone: Home Phone: Home Phone: Hospital Admission? Rec'd Treatment At: By Doctor: Address: Under Influence: YES NO Name: Hospital Admission? Rec'd Treatment At: By Doctor: Address: Under Influence: YES NO Substance: Street Address: Street Address: Under Influence: YES NO Substance: Street Address: Street Addr	Last Name AKA Last Name Sex: Male Female	AKA Last Name	Last Name	Last Name	Last Name

Supervisor's Report on Use of Force EMPLON LE / NON-EMPLOYEE INFORMATION

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		E	imployee Witnesses							
Emp. #	Last Name Land	First Name Cesar			Middle Name -					
Emp. #	Last Name Sala	First Name Yvette			Middle Name C.					
Emp.#	Last Name					Middle Name				
Emp.#	Last Name		First Name	First Name			Middle Name			
Emp.#	ast Name		First Name			Middle Name				
Emp.#	Last Name		First Name			Middle Name				
		Non	-Employee Witnesses	5						
Last Name		First Name	Midd		ddie Name		Age	D.O.B.		
Street Address			City		Zip Code Work P		n.	Home Ph.		
Last Name		First Name	Middle		Name		Age	D.O.B.		
Street Address		1	City		Zip Code	Work Ph.		Home Ph.		
Last Name		Middl		Name		Age	D.O.B.			
Street Address	reet Address		City	,	Zip Code	Work Ph	1,	Home Ph.		
Last Name	First Name		Middle		Name		Age	D.O.B.		
Street Address	treet Address		City		Zip Code	Work Ph.		Home Ph.		
Last Name	First Name		Mddi		Name		Age	D.O.B.		
Street Address	ss		City		Zip Code Work Pi			Home Ph.		
Last Name		First Name	Middle		Name		Age	D.O.B.		
Street Address	ess		City		Zip Code Wark Ph			Home Ph.		
Last Name	First Name		Middle		Name		Age	D.O.B.		
Street Address	treet Address		City	Zip Code		Work Ph.		Home Ph.		
Last Name	First Name		Middl		idle Name		Age	D.O.B.		
Street Address			City	Zip Code		Work Ph.		Home Ph.		
Last Name		First Name		Middle Name		Age		D.O.B.		
Street Address		:	City		Zip Code	Work Ph.		Homo Ph.		

Additional Witness

Summisor's Report on Use of France 5 0 ช - 3 1 2 1 8 - 1 3 3 4 - 0 จ 8

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(HI)

(IN)

(KN)

(LE)

(NK)

(NO)

Hip

Leg

Neck

Nose

internal

Knees

Method

Type of injury

(AB) Abrasion

(CO) Concussion

(DH) Death

(BR) Bruise

(BU) Burn

(DB) Dog Bite

(FR) Fractures

(GS) Gunshot

(LC) Lacerations

(ND) Nerve Damage

(CP) Complaint of Pain (HB) Human Bite

(AW)	Arwen	(FH)	Firearm (Handgun)	(PO)	Personal Weapon (Other)
(BC)	Baton: (Control)	(FR)	Firearm (Rifle)	(RS)	Resistance
(BI)	Baton: (Impact)	(FS)	Firearm (Shotgun)	(CN)	Restraint Device (Capture Net)
(BF)	Bodily Fluids	(FO)	Firearm (Other)	(RH)	Restraint Device (Handcuffs)
(CN)	Canine	(FB)	Flashbang	(HB)	Restraint Device: Hobble (Legs Only)
(CR)	Carotid Restraint	(FL)	Flashlight	(TP)	Restraint Device: Hobble (TARP)
(CH)	Choke Hold	(OE)	Other Weapon: Edged	(RE)	Restraint Device: REACT Belt
(CT)	Control Holds: (Control Techniques)	(OV)	Other Weapon: Vehicle	(SP)	Sap
(TT)	Control Holds: (Team Takedown)	(OB)	Other Weapon: Blunt Object	(SH)	Shield
(TD)	Control Holds: (Takedown)	(00)	Other Weapon: Other	(SG)	37mm Stinger
(CE)	Chemical	(PK)	Personal Weapon: Feet/Leg: (Kick)	(SB)	Sting Ball
(OC)	Chemical Agents (OC Spray)	(PS)	Personal Weapon: Feet/Leg: (Sweep)	(ST)	Stun Bag
(TG)	Chemical Agents (Tear Gas)	(PH)	Personal Weapon (Hand/Arm)	(TR)	Taser
(EX)	Explosives	(PP)	Personal Weapon (Push)	(UC)	Uncooperative

(PA) Paralysis

(SD)

(ST)

(PW) Puncture Wound

Sprain/Twists

(UN) Unconscious

Soft Tissue Damage

(RM) Refused Med Treatment

Body Part Injured (AD) Abdomen (F.

Buttocks

Ankle

Arm

Back

(CH) Chest

(AK)

(AR)

(BK)

(BT)

(FA) Face

(FE) Feet

(FI) Fingers

(GE) Genitals

(GR) Groin

(HD) Hands

FORCE USED	BY	FORCE USED AGA	INST	Method	Type of	Bod	
Name	E# or S#	Name	E# or S#	(Code) Injury (Code)		Body I (Cod	
Teeters, Beverly	S#1		E#1	PH	AB		
	E#1	Teeters, Beverly	S#1	OC,PS,PH	BR, FR, LC	FA	
Barlow, Michael	E#1	Teeters, Beverly	S#1	PH	BR, FR, LC	FA	
	+				-		
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COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY SIGNIFICANT USE OF FORCE

UNIT: LAKEWOOD Station

DATE: Wednesday, December 11, 2008

TIME: 1021 hours

LOCATION: Ardmore Avenue, Beliflower

URN#: 508-31218-1334-058

IAB#: FO #2233864

On December 12, 2008, the Internal Affairs Bureau Force and Shooting Response Team responded to Lakewood Station's area regarding a facial fracture resulting from a significant use of force. The team consisted of Sergeant Eric Strong and Sergeant Ben Garcia. The incident occurred on December 11, 2008 at approximately 1000 hours. The seriousness of the injury was unknown until medical diagnosis, later in the night at approximately 2200 hours. On December 12th, the team responded to the Bellflower Service Center and made contact with Sergeant Steven Paul, who gave the IAB investigators copies of all reports, video recordings and photographs.

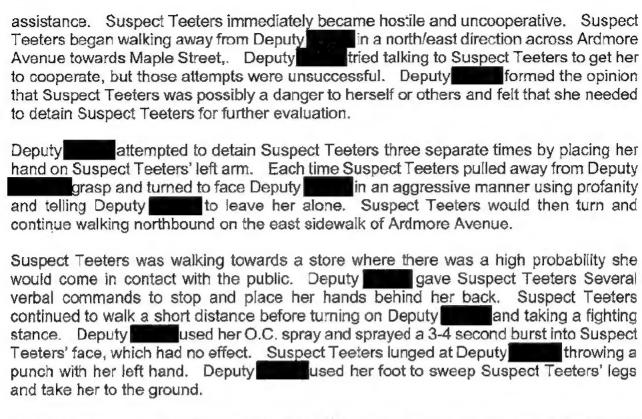
At the time IAB investigators arrived, the suspect was hospitalized at Kaiser Hospital in Bellflower. IAB investigators learned that Deputies Barlow and were involved in the incident. All involved personnel were working uniformed patrol in the Lakewood Station area.

This investigation is based on statements by the involved deputies, witness deputies at the scene, information obtained during the investigation and various written documentation. There was a video recording of a portion of the contact.

SYNOPSIS:

On December 11, 2008 Lakewood Station received a call for service regarding a woman acting strangely in the 17000 block of Ardmore Avenue, south of Maple Street. Information in the call stated that there was a woman in a green, 4 door car parked in the area. Deputy responded to the call and located a woman sitting in a green car parked along the west curb-line facing southbound. Deputy stopped and made contact Suspect Beverly Teeters.

Deputy attempted to ascertain if Suspect Teeters was okay or needed any



Deputy Barlow arrived at the location of the fight, and saw the suspect reach for Deputy gun-belt area, Deputy Barlow struck the suspect with his fist on the left side of the face 3-4 times. Deputy Barlow then struck, with his fist, Suspect Teeters in the torso area, 3-4 times, which caused Suspect Teeters to roll onto her stomach and stop fighting. Suspect Teeters was handcuffed, without any further resistance, by Deputies Landeros and Salazar, who had arrived at the scene.

Paramedics arrived at the location and began treating Suspect Teeters for her injuries.

IAB NOTE: Los Angeles County Fire Department Captain Richard Amador of Fire Station #94 and he said he remembers that Suspect Teeters was belligerent. Under LA County Case #08-278275 the paramedics notes stated: "Under treatment patient refused IV and D-stick, very combative and agitated." The case notes were on his computer, and the actual files were sent to records for archiving.

INVOLVED PERSONNEL AND EMPLOYEE WORK HISTORY:

Date of Employment
Date assigned to Patrol
Completed Patrol Training
Prior Shooting Incident(s)
Prior Founded Force Incidents

Barlow, Martin #
Date of Employment
Date assigned to Patrol
Completed Patrol Training
Prior Shooting Incident(s)
Prior Founded Force Incidents

Teeters, Beverly Jean, FW/ 09-28-40, 508, 183 lbs., Gray/ Blue,

SUSPECT:

Witness gave some background information on Suspect Teeters. office located in Long Beach. said Suspect the Suspect Teeters has a long and on-going of Dr. Teeters, used to be a She has been on most of her life and can be hostile and aggressive when not on her indicated that Suspect Teeters has since May 2003. not been to see Dr. said that Suspect Teeters is " and when she is off her she can become very aggressive and combative. She's torn up our lobby several times and her strength is quite strong at that time" (Page 1). Suspect Teeters would pick up items such as chairs and throw them around the office creating guite a scene. also indicated that Suspect Teeters "can yell and scream, and the way she looks at you, it sounds like she could wring your neck off and she's very aggressive at that time" (Page 1). I indicated that when Suspect Teeters is taking she is okay. It told me that Suspect Teeters has been in and out of her said that Suspect Teeters has been homeless off and on and had a green car that she lived out of and slept in. stated that Suspect Teeters

SWORN WITNESSES:

Deputy Cesar Landeros, # Field Operations Region III Lakewood Station

would also have conversations with invisible people.

Deputy Yvette Salazar, # Field Operations Region III
Lakewood Station

CIVILIAN WITNESSES:

A canvass of the area was conducted by deputy personnel for witnesses to the use of force. No civilian witnesses were located at the scene.

INJURIES

Suspect Teeters was transported by ambulance to Kaiser Permanente Hospital, Bellflower, where she was treated by medical staff for facial contusions, bruising, a laceration and orbital bone fracture.

PHYSICAL EVIDENCE

Photographs that depict blood on the concrete driveway and the area of the incident (Exhibit B). Photographs of Suspect Teeters (Exhibit C). Surveillance camera footage from the house located at (Exhibit D). Radio traffic of the incident (Exhibit E). Video-taped interviews of the suspect by Sgt. Trani and Lt. Robert Wheat.

INVESTIGATOR'S OBSERVATIONS

At the time of the incident, the severity of Suspect Teeters' injuries were unknown. Lakewood Station personnel did not know the full extent of the suspect's injuries until several hours after the incident when they were informed by medical personnel that she had a fractured bone. Therefore, the Force and Shooting Response Team's arrival was approximately 24 hours after the incident occurred. There were no investigator's observations of the scene.

WEAPONS USED BY DEPUTY PERSONNEL

O.C. Spray/Personal Weapons-Hands/Feet

WEAPONS USED BY SUSPECT

Personal Weapons/Hands

PROPERTY DAMAGE

None

CRIMINAL INVESTIGATOR and CHARGES FILED

Investigator: Detective Theo Gekas

Charges Filed: 69 PC. The Los Angeles District Attorney's Office did not file charges on Suspect Teeters. Deputy District Attorney Kevin Young cited a "lack of sufficient evidence" (Exhibit G).

LIGHTING AND WEATHER CONDITIONS

The lighting was daylight and the weather sunny (Approximately 1020 hours).

SCENE DESCRIPTION

The location is a residential neighborhood with single family residences. The incident occurred on the concrete driveway of a single family home with the address of Ardmore Avenue, Beliflower. (Exhibit A).

INVOLVED DEPUTY AND WITNESS DEPUTY STATEMENTS:

Deputy was interviewed on 12/23/08, at the Internal Affairs Bureau office regarding the use of force, which took place on December 11, 2008. The following constitutes a summary of the interview. Deputy verbatim interview is included in this investigation.
Deputy said she received a radio call via her MDT to check the welfare of a possible homeless or 5150 (Mentally ill) woman. Deputy was in a black and white marked patrol car and was wearing a Sheriff's Department Class "A" uniform. Deputy responded northbound on Ardmore and saw the described vehicle and woman parked along the west curb-line of Ardmore Avenue facing south. Deputy stopped her radio car just north of the suspect vehicle.
Deputy said as she pulled up Suspect Teeters exited her vehicle and locked the doors. This action caught Deputy off-guard, because she was not expecting Suspect Teeters to get out and disassociate herself from her car. Deputy exited her patrol car and made contact with Suspect Teeters, next to the front, driver's side door of Suspect Teeters' vehicle. Deputy attempted to ascertain if Suspect Teeters was okay or if she need any help. Deputy saw a strange and angry look in Suspect Teeters' face and Suspect Teeters immediately became hostile. Deputy said she immediately sensed something was wrong, so she took a few steps back from the suspect and requested two units back-up (Exhibit E).
Deputy said that suspect Teeters began walking briskly in a northeastern direction. Deputy followed Suspect Teeters and told Suspect Teeters that she was there to help. Suspect Teeters continued to be hostile by using profanity and calling her names. Deputy followed Suspect Teeters to the north-east corner of Ardmore Avenue and Maple Street where she put her hand on Suspect Teeters left arm in an attempt to make contact with her and explain to Suspect Teeters that she was there to help. Suspect Teeters pulled away from her grasp and turned to face her, while shouting profane remarks. Suspect Teeters turned northbound and began walking north on the east sidewalk of Ardmore Avenue. After a few steps Deputy again tried to grab Suspect Teeters' arm and stop her from walking away. Deputy stated that she felt the tension and strength in Suspect Teeters' arm as the suspect pulled away from her grasp and turned towards Deputy once again. Suspect Teeters stepped onto the grassy yard area of Ardmore Street and removed her shoes from her feet and

dropped them on the ground.

IAB NOTE: Deputy indicated in her written report (Exhibit A) that the suspect was coming at her with the shoes in her hand. Deputy indicated that her memory of the incident is that Suspect Teeters held the shoes in her hand for a longer period of time. During the interview Deputy said:

She took off her shoes and I see in the video that she threw the shoes down on the ground and for some reason, even right now, I remember her, I thought she had the shoes in her hand and I thought that she was going to use them as a weapon. Obviously she took them right off and set them on the ground. I don't know if I was thinking that, that was just an aggressive gesture, like now I'm ready, but for some reason I was thinking and I indicate in my repot, I thought she was coming at me with her shoes (Page 19).

Deputy said her state of mind was that this action was a sign of aggression and that Suspect Teeters was indicating that she was ready to fight. Deputy indicated that she kept her distance from the Suspect and requested a back-up unit code-3 (Exhibit E).

Deputy stated she was afraid that Suspect Teeter's may walk into traffic and

possibly get hurt. In Deputy opinion, Suspect Teeters was a danger to herself and/or others. Based on the aggression and hostility Suspect Teeters was displaying to a law enforcement officer, Deputy was afraid of what Suspect Teeters may do or how she may act with the public. Suspect Teeters was walking towards a "Circle K" where a high volume of the public conduct business.

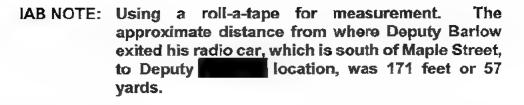
IAB NOTE: Just north of the incident location, approximately 40 feet, is a corner shopping center with a Circle K store and a Laundry-mat. This shopping center is on the southeast corner of Ardmore Avenue and Flower Street. Flower Street is a main street with heavy traffic.

Deputy said felt compelled to stop Suspect Teeters. Deputy said "she's (Suspect Teeters) ready to fight anyone that comes in her path... she's extremely agitated" (Page 20-21). Suspect Teeters wouldn't stop talking, she was screaming for no reason, which was another indication to Deputy that Suspect Teeters was

5150. As Suspect Teeters again began walking northbound, Deputy checked via her radio to see if her code-3 back-up request was heard (Exhibit E).
Deputy said that she was now giving the suspect verbal commands to stop and place her hands behind her back. Deputy was trying to wait for back-up to arrive before escalating to a higher level of force. Deputy indicated that while walking Suspect Teeters kept turning her head toward her, telling Deputy to "stay away from me bitch it's on now bitch get away from me bitch (Page 21).
Deputy Indicated that when they arrived at the third driveway (Ardmore Avenue), Suspect Teeters stopped and turned to face Deputy Suspect Teeters took an exaggerated fighting stance, which Deputy described as, "left foot in front of the right. Knees bent a little bit her neck down a little bit, both hands up" (Page 22). Deputy used her pepper spray ("Freeze Plus P") and sprayed Suspect Teeters, from approximately 3-4 feet away, in the eyes and nose. Deputy saw this had no effect on Suspect Teeters and she sprayed a second burst from the same distance, again hitting Suspect Teeters in the eyes and nose. Deputy said Suspect Teeters "didn't even turn her head away from me or anything" (Page 24).
IAB NOTE: During the IAB interview a check of Deputy canister of Freeze Plus P indicated that the can was approximately ¾ full. The expiration date on the bottom of the canister read "06/07" (Page 23-24)
Deputy stated that when Suspect Teeters turned and took a fighting stance, she could no longer wait for assisting units. Deputy said, "Basically it was, I had no other choice but to try and stop her myself. She was coming directly at me. There was really nothing else for me to do and that's why I tried the pepper spray" (Page 24).
Deputy said that after deploying her pepper spray into Suspect Teeters' face, Suspect Teeters stayed facing her and said, "now it's on bitch" (Page 24). Suspect Teeters then lunged toward Deputy punching out with her left fist. Deputy dodged Suspect Teeters punch and grabbed her left arm. Deputy then used her left leg to kick Suspect Teeters just below the knees, sweeping Suspect Teeters' legs out from under her. As Suspect Teeters fell to the ground, Deputy was still holding onto the suspect's left arm and she fell with Suspect Teeters, landing on top of Suspect Teeters. Suspect Teeters was lying on her stomach and Deputy was on her back.
was off her back.
Deputy said she gave Suspect Teeters verbal commands to put her hands behind her back. Suspect Teeters told her "You better get off me bitch" (Page 27). Suspect Teeters was flailing her right arm and Deputy felt Suspect Teeters trying to get up. Deputy used her body weight to hold Suspect Teeters down.

control Suspect Teeters' left arm. They struggled and Deputy tried to gain contro of the suspect's right arm. Deputy still held her pepper spray in her right hand Suspect Teeters looked back over her right shoulder and began reaching her right arm up and over her right shoulder, trying to reach Deputy pepper spray canister. In order to keep the suspect from getting her pepper spray and use it against her, Deputy said she threw her pepper spray away from them, into the street.
During the struggle Deputy could not gain control of Suspect Teeters' right arm. In an effort to get Suspect Teeters to stop fighting and comply, she used her right fist to strike Suspect Teeters twice in the upper back just below the shoulder blades. Deputy stated that her objective was to stun the suspect enough to make her stop her assaultive actions and give up her right arm. The strikes had no effect on Suspect Teeters. During this time Deputy continued to give verbal commands to Suspect Teeters, telling her to put her arm behind her back and stop fighting. Suspect Teeters began reaching behind her back with her right arm by moving her right arm behind her lower back and waist area trying to get to Deputy gun-belt area. Deputy realized she would not be able to handcuff Suspect Teeters alone. Deputy objective at this point was to keep Suspect Teeters on the ground, maintain control of Suspect Teeters' left arm and keep Suspect Teeters' right hand away from her weapon, until assistance arrived.
Deputy said she felt as if she had good control of Suspect Teeters' left arm but she didn't know how much longer she could hold Suspect Teeters down. Deputy said, she "was tired and I was doing all that I could to just keep her where she was, because at least I had her on the ground and then just watching her right arm" (Page 32). Deputy said she started hearing sirens and knew her assistance was getting closer.
Deputy Barlow arrived at her location he immediately screamed "stop fighting, stop fighting" (Page 39). Suspect Teeters continued to struggle, flailing her right arm and Deputy Barlow went to the suspect's left side. Deputy Barlow struck the suspect 2-3 times in the left side of the face. Deputy said "I believe it was on the left side of her face. It would have to be, because her face was facing eastbound. So he punched her two to three times on the left side of her face, which is the side that was exposed" (Page 34). Deputy remembers Suspect Teeters' head being on the ground when Deputy Barlow struck her. Deputy Barlow paused briefly and it looked to her like Deputy Barlow could tell that Suspect Teeters had not given up.
Deputy said she thought they were going to start handcuffing. While maintaining control of Suspect Teeters' left arm, Deputy started to lift her body off of Suspect Teeters. As Deputy was taking her weight off, Suspect Teeters attempted to roll her body, shifting her weight to the right side of her body, causing Suspect Teeters' left torso area to lift up. As Suspect Teeters was trying to get up Deputy Barlow struck Suspect Teeters 2-3 times on the left side of the chest. Suspect Teeters turned back onto her stomach and said something to the effect of "okay" (Page 35) and placed her

hands behind her back for handcuffing. Deputy remembered Deputy Salazar coming to her right and Deputy Salazar assisted with handcuffing. Deputy did not notice any sign of injury to Suspect Teeters until she was lifted off of the ground by deputies. When Suspect Teeters was lifted off the ground, Deputy noticed blood on the ground and she saw blood and swelling around the suspect's right eye.
Deputy stated her reason for using force:
I used the force based on the suspect's behavior and the fact that she turned around and got a fighting stance with me. I felt, actually I felt scared that the lady was going to fight me. I don't know her capabilities. I had already felt her pull, pull my arms away from her. I already knew she was pretty strong and I didn't know what she was capable of (Page 40).
Deputy said that after the altercation she was winded and the O.C. spray was starting to affect her from the close contact with the suspect. Deputy stated that after the incident her "knees were a little banged up. I had minor, minor, minor abrasions on my knees. A little bit of pain, a little bit of bruising. My left shoulder was in a little bit of pain right after the incident. Other than that, I had a few scratches on my knuckles" (Page 38).
Deputy statements to IAB were consistent with her written report (Exhibit A). For more information, see IAB's interview transcription, included in this investigative package.
Witness Deputy Michael Barlow , was interviewed on 12-12-08, at the Bellflower Service Center regarding the use of force, which took place on December 11, 2008. The following constitutes a summary of the interview. Deputy Barlow's verbat'm interview is included in this investigation.
Deputy Barlow stated that he was working unit 133, Bellflower patrol. Deputy Barlow is a Field Training Officer and his partner was Witness Deputy Cesar Landeros. On this day, Deputy Barlow was the passenger deputy and Deputy Landeros was driving.
While on patrol, Deputy Barlow heard a radio broadcast of a back-up request at Ardmore Avenue and Maple Street in the city of Bellflower. As Deputy Barlow was responding to the location the call was upgraded to a deputy involved in a fight. He responded code-3 to the location and arrived within one to two minutes.
Deputy Barlow said that when he arrived at the location, he observed a vacant, parked, radio car, but he did not see Deputy in the area. Deputy Barlow began looking for Deputy and he saw her approximately 30 yards north of Maple Street on Ardmore Avenue, on the ground fighting with a suspect.



Deputy Barlow said he ran from his radic car to the location where Deputy was fighting with Suspect Teeters. As he approached the fight, Deputy Barlow saw Deputy around the lower torso area of Suspect Teeters, trying to control her.

Deputy Barlow heard Deputy tell Suspect Teeters to stop fighting. When Deputy Barlow got to the location of the fight he yelled to the suspect to stop fighting.

Deputy Barlow said he saw Suspect Teeters' left hand in the vicinity of Deputy gun-belt and he feared that the suspect may try to disarm Deputy Suspect Teeters' hand was in the "mid-torso area of Deputy and her hand was very close to Deputy weapon" (Page 2). At some point the suspect's hand was actually on Deputy Barlow was not able to determine the exact position of the suspect's hand because they were constantly moving. Deputy Barlow indicated that as he arrived to the location Deputy and Suspect Teeters were moving around and their positioning was "not a static position" (Page 10). His concern was that the suspect's right hand was free. Deputy Barlow saw Suspect Teeters punching upwards towards Deputy with her right hand. He said that it was his interpretation that Suspect Teeters was attempting to strike Deputy

Deputy Barlow got down next to the suspect and using his right fist he struck the suspect in the face approximately four times in rapid succession. Deputy Barlow indicated that during this time he was giving Suspect Teeters verbal commands to stop fighting. Deputy Barlow said his objective in striking the suspect was to stop the fight and prevent the suspect from getting a hold of Deputy weapon. Deputy Barlow was unable to remember exactly which part of the suspect's face he struck, but his initial strikes to the face seemed to have no affect on the suspect. Deputy Barlow struck the suspect in the torso area four times in rapid succession. Deputy Barlow was not able to pinpoint the exact area in which he struck the suspect's torso and stated he "would imagine the rib, chest cavity area." (Page 6). Deputy Barlow said that within seconds after striking the suspect in the torso the suspect made a comment "to the effect of, 'Okay i quit.' or 'Yeah, I'll stop,' or something like that" (Page 6). After the suspect stopped fighting, Deputies Landeros and Salazar arrived and handcuffed Suspect Teeters without any further resistance or force.

Deputy Barlow stated as Suspect Teeters was being handcuffed he noticed blood starting to pool on the ground below her head. He does not know what caused the injury, but said the injury may have been caused by him "striking her and her head hitting the ground or her head being on the ground when I struck her" (Page 8).

Deputy Barlow stated that at the time of his arrival, he did not feel he had other force

options and none came to mind. He stated that his "objective was to end the fight and to ensure that my partner was safe and that the suspect was taken into custody with as little force as necessary" (Page 8). Deputy Barlow indicated that the reason he did not try to immediately control Suspect Teeters' free hand was because his "objective was to stun and or disorient the suspect from whatever it was that she was attempting to do..." (Page 14). Deputy Barlow stated that Deputy is smart and "she's a good deputy" (Page 14). He indicated that he believes "that she (Deputy was trying to control her weapon." Deputy Barlow estimated that from the time of his arrival to the time the suspect was taken into custody was approximately one minute. After the altercation Deputy Barlow observed a "nick" on Deputy finger, what appeared to be some swelling and redness on her cheek, her uniform was somewhat disheveled and she was "shaken up" (Page 14-15). Deputy Barlow wrote a supplemental report (Exhibit A) regarding his actions and observations in this incident. In his Supplemental report Deputy Barlow referred to the suspect as a male. Deputy Barlow stated, "I thought I was fighting with a man. Every indication that I had as I was running up and during this ordeal, I believed it was a man and through the use or through the handcuffing process, I continued to believe it was a man..." (Page 15). Deputy Barlow's statements to IAB were consistent with his written report. For more information, see IAB's interview transcription, included in this investigative package. Witness Deputy Cesar Landeros was interviewed on 12/23/08, at the Internal Affairs Bureau office regarding the use of force, which took place on December 11, 2008. The following constitutes a summary of the interview. Deputy Landeros' verbatim interview is included in this investigation. Deputy Landeros said, while working Bellflower Patrol with his partner and training officer Deputy Barlow, he responded to a broadcast of a deputy involved in a fight at Ardmore Avenue and Maple Street. Deputy Landeros was driving the patrol car and he responded to the location northbound on Ardmore Avenue. When they arrived, he saw Deputy empty patrol car at the corner of Ardmore Avenue and Maple Street. Deputy Landeros indicated that he looked around and saw Deputy about 100 feet north of her radio car struggling with Suspect Teeters. Deputy Landeros said when they first arrived at the location Deputy Barlow exited the radio car and they both began looking for Deputy Deputy Landeros believes that as they were both looking for Deputy he and Deputy Barlow saw Deputy

drove to the proximity of Deputy and Suspect Teeters.

about the same time. Deputy Barlow was outside the car and he started running to Deputy location. Deputy Landeros was still seated in the driver's seat, so he

Deputy Landeros said when he drove the radio car to the location of the fight he stopped approximately one car length south of where Deputy and Suspect Teeters were struggling. Deputy Landeros exited his patrol car and ran to their location. As he was running, Deputy Landeros saw Suspect Teeters lying face down on the ground with her left hand on Deputy gun-belt area and her right hand free.

Deputy Landeros said when he arrived at the location Deputy Barlow was already there and was somewhere around the left side of Suspect Teeters' head. Deputies and Barlow were both on the suspect's left side as the suspect lay face down on the ground. Deputy Landeros went to Suspect Teeters' right side and using only a firm grip he brought Suspect Teeters' right hand to the middle of her back. Deputy Landeros and Deputy Salazar handcuffed Suspect Teeters without resistance.

Deputy Landeros indicated that he saw blood drip to the ground as he helped Suspect Teeters to her feet. Deputy Landeros did not see Deputies Barlow or use any force and he does not know how the injury to Suspect Teeters occurred. Deputy Landeros observed Deputy and "saw a little bit of redness in her face and she kept on sneezing."

Deputy Landeros said when he first arrived, he was not aware if the suspect was a male or female due to the suspect's build. The suspect had wide shoulders and did not look feminine.

Deputy Landeros stated Deputy Barlow arrived to Deputy Landeros in before he did. In the surveillance camera footage (Exhibit D) it clearly shows Deputy Landeros in the radio car accelerating past a running Deputy Barlow. Deputy Landeros was given an opportunity to view the video during his interview. After viewing the video Deputy Landeros stated that he may have passed Deputy Barlow but Deputy Barlow made it to Deputy Location before he did. Deputy Landeros indicated that "by the time! put my car in park and! was exiting, taking off my seatbelt and getting up, Deputy Barlow was already there..." (Page 20). Deputy Landeros indicated that he tried to exit the patrol car before removing his seatbelt, which pulled him back. Deputy Landeros realized the seatbelt had not been released and he pushed the release button. He could not remember if the seatbelt caught on any of his equipment, but said that it sometimes does catch on his magazine pouch or weapon.

Deputy Landeros added that he is on an another and he had just started driving in a patrol function one week before this incident. Deputy Landeros indicated that he has a lack of experience in driving to emergent calls, as this was his first time responding to a deputy involved in a fight call.

Deputy Landeros' statements to IAB were consistent with his written report (Exhibit A). For more information, see IAB's interview transcription, included in this investigative package.

Witness Deputy Yvette Salazar conducted a telephone interview on 12/23/08, regarding the use of force, which took place on December 11, 2008. The following constitutes a summary of the interview. Deputy Salazar's verbatim interview is included in this investigation.

Deputy Salazar said she was working Bellflower patrol when she heard SCC broadcast a call of a deputy involved in a fight. Deputy Salazar responded to the location northbound on Ardmore Avenue behind Deputies Barlow and Landeros. Deputy Salazar saw Deputy Barlow exit the passenger side of the radio car and start running northbound on Ardmore Avenue. Deputy Salazar exited her patrol vehicle and started running behind Deputy Barlow. Deputy Salazar said it wasn't until she had already exited her patrol car and started running, that she realized she was about half a block from the deputy involved fiaht.

Deputy Salazar said as she was running she saw Deputy on top of Suspect Teeters and they were struggling on the ground. Deputy Salazar saw Deputy Barlow arrive to where the two were fighting and she heard him yell, "stop fighting." Deputy Salazar said it looked like the suspect's right hand was reaching for Deputy gun-belt area and the suspect was still fighting. Deputy Salazar saw Deputy Barlow get down on the ground next to Deputy and strike the suspect with his right fist, in the face 2-3 times. Deputy Salazar saw Deputy Barlow strike the suspect in the torso area 2-3 times.

Deputy Salazar said that when she arrived at the fight, Suspect Teeters was face down and had her arms to her side. Deputy Salazar assisted with handcuffing with no resistance.

Deputy Salazar's statements to IAB were consistent with her written report (Exhibit A). For more information, see IAB's interview transcription, included in this investigative package.

SUSPECT STATEMENT:

While at the scene Sergeant John Trani conducted a video-taped interview of Suspect Teeters (Exhibit F). Suspect Teeters stated that a female deputy has been stalking her and today that female deputy viciously attacked her. This female works as a Deputy Sheriff during the day and as a Downey Police Officer at night. This female deputy also wanted to steal the suspect's car in order to declare a victory for herself and those that she represents.

Suspect Teeters stated that the female deputy was not in her right mind. The female deputy became agitated and started jumping around. The female deputy then sprayed Suspect Teeters and attacked her.

Lieutenant Robert Wheat responded to Bellflower Kaiser Permanente Hospital and

attempted to conduct a video-taped interview of Suspect Teeters. Suspect Teeters was belligerent and cussing at hospital staff. Suspect Teeters would not directly answer Lt. Wheat's questions and her responses were, "go fuck yourself... go to hell." She talked over Lt. Wheat, was profane and uncooperative.

VIDEO TAPE REVIEW: Exhibit E A review of the video tape from the surveillance camera, located at Ardmore Avenue, shows Deputy stopping her radio car on Ardmore Avenue just south of Maple Street. Deputy can be seen exiting her radio car and approaching Suspect Teeters near the front, driver side door of Suspect Teeters' car. A few seconds after Deputy approaches Suspect Teeters, Deputy steps several feet away from Suspect Teeters. Suspect Teeters begins to walk northeast across Ardmore Avenue with Deputy following. Suspect Teeters walks northbound across Maple Street and can be seen looking over her shoulder in the direction of Deputy When they reach the northeast sidewalk of Ardmore Avenue and Maple Street, Deputy closes the distance and reaches out with her left hand grabbing at Suspect Teeters left arm. Suspect Teeters is seen pulling her left arm away from Deputy and raising her right arm as she turns south to face Deputy Suspect Teeters faces Deputy in an aggressive manner, moves her left arm behind her back and turns northbound walking along the east sidewalk with Deputy following. Suspect Teeters walks several more feet when Deputy closes the distance to the suspect. Deputy grabs Suspect Teeters' left arm using both hands to try and control Suspect Teeters. Suspect Teeters turns toward Deputy and there is a brief struggle as Suspect Teeters uses both hands to free herself from Deputy grasp. Suspect Teeters steps onto the front lawn of Ardmore Avenue and puts both of her hands up in a defensive or fighting stance. Suspect Teeters then takes off her shoes and drops them on the grass. Deputy steps back and it appears that she removes something from her gun-belt, possibly her OC Spray. Suspect Teeters again starts walking northbound on Ardmore Avenue and Deputy follows, reaches out with her left hand and attempts to grab Suspect Teeters' left arm. Suspect Teeters turns south, pulling away from Deputy grasp, and then continues walking northbound. Deputy appears to use her hand held radio and the two walk north out of the camera's view. Approximately 1 minute 15 seconds later a radio car traveling northbound on Ardmore Avenue comes into view. The radio car stops south of Maple Street, adjacent to Deputy radio car. The passenger door opens and then the radio car accelerates northbound on Ardmore Avenue. Approximately 1 second after the radio car accelerates Deputy Barlow comes into the camera's view as he is running northbound on the east sidewalk. A few seconds later Deputy Salazar is seen running northbound. Throughout the remainder of the video footage, other deputy and fire personnel arrive.